

**SUPREME COURT MINUTES
WEDNESDAY, JUNE 20, 2007
SAN FRANCISCO, CALIFORNIA**

S131879 H026889 Sixth Appellate District
Rehearing denied.

PEOPLE v. LOWE (DANIEL)

S151615 B191879 Second Appellate District, Div. 8

**AMALGAMATED TRANSIT
UNION, LOCAL 1756, AFL-CIO
v. S.C. (FIRST TRANSIT, INC.)**

Petition for review granted (civil case)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S147999 A110449/A110450/A110463/A110651/A110451/A11652 First Appellate District, Div. 3
MARRIAGE CASES, IN RE

Supplemental briefing ordered:

Reply briefs on the merits in these consolidated cases are due on or before July 5, 2007. In addition to any reply brief that a party may choose to file, the court requests each party to file, on or before July 18, 2007, a supplemental brief addressing the following questions:

1. What differences in legal rights or benefits and legal obligations or duties exist under current California law affecting those couples who are registered domestic partners as compared to those couples who are legally married spouses? Please list all of the current differences of which you are aware.
2. What, if any, are the minimum, constitutionally-guaranteed substantive attributes or rights that are embodied within the fundamental constitutional “right to marry” that is referred to in cases such as *Perez v. Sharp* (1948) 32 Cal.2d 711, 713-714? In other words, what set of substantive rights and/or obligations, if any, does a married couple possess that, because of their constitutionally protected status under the state Constitution, may not (in the absence of a compelling interest) be eliminated or abrogated by the Legislature, or by the people through the initiative process, without amending the California Constitution?
3. Do the terms “marriage” or “marry” themselves have constitutional significance under the California Constitution? Could the Legislature, consistent with the California Constitution, change the name of the legal relationship of “marriage” to some other name, assuming the legislation preserved all of the rights and obligations that are now associated with marriage?
4. Should Family Code section 308.5 - which provides that “[o]nly marriage between a man and a woman is valid or recognized in California” - be interpreted to prohibit only the recognition in California of same-sex marriages that are entered into in another state or country or does the

provision also apply to and prohibit same-sex marriages entered into within California? Under the Full Faith and Credit Clause and the Privileges and Immunities Clause of the federal Constitution (U.S. Const., art. IV, §§ 1, 2, cl.1), could California recognize same-sex marriages that are entered into within California but deny such recognition to same-sex marriages that are entered into in another state? Do these federal constitutional provisions affect how Family Code section 308.5 should be interpreted? The court notes that its request that the parties brief these matters does not necessarily signify that the court will address these points in its opinion. As indicated above, the supplemental briefs addressing these issues are to be served and filed simultaneously by the parties on or before July 18, 2007. The parties may serve and file simultaneous supplemental reply briefs, addressed solely to these questions, on or before August 1, 2007. Because of the nature and number of the questions to be addressed, the limitation on the permissible length of supplemental briefs set forth in California Rules of Court, rule 8.520(d)(2), do not apply to the requested supplemental briefs.

S151521 E038944 Fourth Appellate District, Div. 2 **PEOPLE v. ARAGON (RICKY TOMMY)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petitions for review are granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S151551 F049370 Fifth Appellate District **PEOPLE v. MIRANDA (ROBERT LEE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petitions for review are granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S151984 E040679 Fourth Appellate District, Div. 2 **PEOPLE v. DIAZ (JOSE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Olguin*, S149303 and *People v. Lopez*, S149364 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152002 E038982 Fourth Appellate District, Div. 2 **PEOPLE v. SUTTON (MARTEL ANTWONE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petitions for review are granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152169 E040845 Fourth Appellate District, Div. 2 **PEOPLE v. MORAN (REYNALDO L.)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152363 C052937 Third Appellate District **PEOPLE v. HOUK (CHARLES ADAM)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152530 F049430 Fifth Appellate District

PEOPLE v. RUIZ (FELIPE ROSALES)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petitions for review are granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152671 H030145 Sixth Appellate District

PEOPLE v. BERNARD (ERIC JASON BERNARD)

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending further order of the court. (See Cal. Rules of Court, rule 8.512(d)(2).) Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S152803 E040668 Fourth Appellate District, Div. 2 **PEOPLE v. GAMBOA (JORGE)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Olguin*, S149303 and *People v. Lopez*, S149364 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S151160

FRANKLIN (EDWIN V.) ON H.C.

OSC issued, returnable in superior court

The Director of the Department of Corrections and Rehabilitation is ordered to show cause before the Kings County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to dismissal of the petition and release from custody. The return is to be filed on or before July 20, 2007. The application for a stay of all proceedings in *People v. Edwin Vernal Franklin*, Kings County Superior Court Case No. 06C0246, is granted pending further order of the Kings County Superior Court.

Votes: George, C. J., Werdegar, Moreno, and Corrigan, JJ.

S151206 G032369 Fourth Appellate District, Div. 3

**PEOPLE v. LAMONT
(MATTHEW GORDON)**

Petition for review granted; transferred to CA 4/3

The petition for review is granted. The cause is transferred to the Court of Fourth Appellate District, Division Three, with directions to reconsider the matter in light of *Brendlin v. California* (2007) 551 U.S. __ [2007 WL 1730143].

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S144818 G036475 Fourth Appellate District, Div. 3

**LARRANAGA (MARTIN
ROBERT) v. S.C. (PEOPLE)**

Dismissed and remanded to CA 4/3

In light of defendant Martin Robert Larranaga's guilty plea, review in this matter is dismissed. (Cal. Rules of Court, rule 8.528(b)(1).)

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S153350 D048214 Fourth Appellate District, Div. 1

**PEOPLE v. SCHILTZ (DAVID
EARL)**

Petition ordered withdrawn.

Pursuant to written request of petitioner the above-entitled petition for review is ordered withdrawn.

S150891 C051775 Third Appellate District

**DUALE (WILLIAM R.) v.
MERCEDES-BENZ USA LLC**

Petition for review & depublication request denied.

S151248 F051632 Fifth Appellate District

NESTLE (MARIA) ON H.C.

Petition for review denied.

S151453 C049297 Third Appellate District

**PEOPLE v. JOHNSON
(CHESTER ARTHUR)**

Petition for review denied.

S151560 G038262 Fourth Appellate District, Div. 3

**CONNALLY (PATRICK
EUGENE) ON H.C.**

Petition for review denied.

S151665 C051861 Third Appellate District

Petition for review denied.

PEOPLE v. VOGEL (WILLIAM MICHAEL)

S151681 C054346 Third Appellate District

Petition for review denied.

BANKS (PATRICK WILLIAM) ON H.C.

S151706 D047799 Fourth Appellate District, Div. 1

Petition for review denied.

RIOS (MAXIMILIANO) ON H.C.

S151803 F045815 Fifth Appellate District

Petitions for review denied

PEOPLE v. LOPEZ (JESUS)

S151804 D049971 Fourth Appellate District, Div. 1

Petition for review denied.

STALLSWORTH (DESHAWN) ON H.C.

S151815 E042652 Fourth Appellate District, Div. 2

Petition for review denied.

DANG (HUY) ON H.C.

S151832 F052130 Fifth Appellate District

Petition for review denied.

AVILA (DAVID) ON H.C.

S151886 B197643 Second Appellate District, Div. 2

Petition for review denied.

DIAMOND (STEPHEN R.) v. S.C. (COBANOV)

S151908 H029588 Sixth Appellate District

Petition for review denied.

PEOPLE v. DURAN (FRANCISCO)

S151928 F049415 Fifth Appellate District

Petition for review denied.

PEOPLE v. FLORES (JAVIER SUAREZ)

S151950 B197463 Second Appellate District, Div. 5
Petition for review denied.

MOSBY (VINCENT) ON H.C.

S151971 B197593 Second Appellate District, Div. 6
Petition for review denied.

JONES (MICHAEL S.) ON H.C.

S151980 H031308 Sixth Appellate District
ON
Petition for review denied.

**FERNANDEZ (GUADALUPE)
H.C.**

S152016 A113762 First Appellate District, Div. 1
Petition for review denied.

**PEOPLE v. PALOMARIA
(IGNACIO)**

S152041 F051796 Fifth Appellate District
Petition for review denied.

**AGREDANO (MARIA G.) v.
W.C.A.B. (DEFRANCESCO &
SONS)**

S152054 F049462 Fifth Appellate District

Petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Alford*, S142508.

**PEOPLE v. HISSONG
(TIMOTHY EARL)**

S152064 B187000 Second Appellate District, Div. 2
Petition for review denied.

**WASHINGTON (RUDOLPH v.
DRUMMOND (MARSHALL)**

- S152082** B182088 Second Appellate District, Div. 3 **SC MANUFACTURED HOMES, INC. v. CANYON VIEW ESTATES, INC.**
Petition for review denied.
- S152098** B197875 Second Appellate District, Div. 6 **MONTENEGRO (SANTIAGO) ON H.C.**
Petition for review denied.
- S152100** D047101 Fourth Appellate District, Div. 1 **PEOPLE v. THOMAS (MYRON)**
Petition for review denied.
- S152114** E039985 Fourth Appellate District, Div. 2 **PEOPLE v. PLENGSANGTIP (CHANSAK)**
Petition for review denied.
Kennard, J., is of the opinion the petition should be granted.
- S152135** B196736 Second Appellate District, Div. 6 **BOYD (PHILIP) ON H.C.**
Petition for review denied.
- S152188** E038469 Fourth Appellate District, Div. 2 **PEOPLE v. OLVERA, JR. (DAVID ARENAS)**
Petition for review denied.
- S152192** F050311 Fifth Appellate District **PEOPLE v. DRAPER (LELAND BEA)**
Petition for review denied.
- S152198** D048804 Fourth Appellate District, Div. 1 **PEOPLE v. SANNER (GERALD D.)**
Petition for review denied.

S152217 B190554 Second Appellate District, Div. 7

Petition for review denied.

PEOPLE v. MOLINA (RICHARD KEITH)

S152223 H029176 Sixth Appellate District

Petition for review denied.

SMITH (KEITH A.), MARRIAGE OF

S152227 C051611 Third Appellate District

Petition for review denied.

PEOPLE v. O'DELL (MARC EVAN)

S152234 G037080 Fourth Appellate District, Div. 3

Petition for review denied.

PEOPLE v. PISARCIK (GREGORY MICHAEL)

S152255 E038328 Fourth Appellate District, Div. 2

Petition for review denied.

PEOPLE v. NERYS (THOMAS ANTHONY)

S152257 D046833/D047649 Fourth Appellate District, Div. 1 **CARTER (JAMES T.) v. ESCONDIDO UNION HIGH SCHOOL DISTRICT**

Petition for review denied.

S152261 H028931 Sixth Appellate District

Petition for review denied.

Baxter, Chin, and Corrigan, JJ., are of the opinion the petition should be granted.

FEDUNIAK (ROBERT) v. CALIFORNIA COASTAL COMMISSION

S152265 A111744 First Appellate District, Div. 3

Petition for review denied.

PEOPLE v. WILLS (BEASLEY)

S152280 A117224 First Appellate District, Div. 1
Petition for review denied.

CROSS (TERRELL) ON H.C.

S152286 B189499 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE v. LUU (TRANG DIEU)

S152301 G038106 Fourth Appellate District, Div. 3

Petition for review denied.

**RODRIGUEZ (GUSTAVO) v.
W.C.A.B. (CITY OF MONTEREY
PARK)**

S152306 B190744 Second Appellate District, Div. 7

Petition for review denied.

**PEOPLE v. MORA (LUIS
ALFONSO)**

S152323 B179851 Second Appellate District, Div. 3

Petition for review & depublication request denied

**GOLDEN EAGLE INSURANCE
CORPORATION v. CEN-FED
LIMITED**

S152324 H029985 Sixth Appellate District

Petition for review denied.

**PEOPLE v. OCHOA (BLANCA
FIGUEROA)**

S152340 E038549 Fourth Appellate District, Div. 2

Petition for review denied.

**PEOPLE v. WHEELER (MARY
ASHLEY)**

S152345 A117375 First Appellate District, Div. 1
Petition for review denied.

MOALEM (WILLIAM) ON H.C.

S152357 F050573 Fifth Appellate District

Petition for review denied.

PEOPLE v. SELF (GRANT GENE)

S152372 E040169 Fourth Appellate District, Div. 2

Petition for review denied.

PEOPLE v. WRIGHT, JR. (WILLIE JAMES)

S152391 C051144 Third Appellate District

Petition for review denied.

PEOPLE v. RAINES (STEVEN LEE)

S152398 A113185 First Appellate District, Div. 3

Petition for review denied.

PEOPLE v. DIXON (ALFRED E.)

S152402 D049599 Fourth Appellate District, Div. 1

Petition for review denied.

PEOPLE v. ROSSIGNOL (RODERICK THOMAS)

S152407 B187555 Second Appellate District, Div. 4

Petition for review denied.

PEOPLE v. HENDERSON (BERNARD)

S152418 C051021 Third Appellate District

Petition for review denied.

PEOPLE v. CUMMINGS (JOE)

S152423
ACCUSATION

Petition for review denied.

**LU (HONGYING),
OF**

- S152431** G038483 Fourth Appellate District, Div. 3 **MCKNIGHT (EDUARDO) v. S.C. (PEOPLE)**
Petition for review denied.
The request for judicial notice received May 31, 2007, is granted.
- S152442** A113519 First Appellate District, Div. 3 **CALIFORNIA CORRECTIONAL PEACE OFFICERS' ASSOCIATION v. STATE OF CALIFORNIA**
Petition for review denied.
The request for an order directing publication of the opinion is denied.
- S152458** A116773 First Appellate District, Div. 4 **GOSSETT (LARRY) v. WCAB (MORROW-MEADOWS CORPORATION)**
Petition for review denied.
- S152479** C055380 Third Appellate District **RENNELS (G.W.) ON H.C.**
Petition for review denied.
- S152501** H028839 Sixth Appellate District **PEOPLE v. TOLDEN (DELANO JAMIE)**
Petition for review denied.
- S152531** D048218 Fourth Appellate District, Div. 1 **PEOPLE v. CARLSNESS (MICHAEL)**
Petition for review denied.
- S152548** **JONES (MICHAEL), ACCUSATION OF**
Petition for review denied.
- S152557** B197945 Second Appellate District, Div. 7 **MARSHALL (ALDRED) ON H.C.**
Petition for review denied.

S152560	B189004 Second Appellate District, Div. 6	PEOPLE v. ZAMORA (ANTHONY)
Petition for review denied.		
S152562	D048244 Fourth Appellate District, Div. 1	PEOPLE v. RAMOS (BERNARDO)
Petition for review denied.		
S152570	B180922 Second Appellate District, Div. 3	PEOPLE v. BEJARANO (BOB)
Petition for review denied.		
S152584	D049846 Fourth Appellate District, Div. 1	BURTON (ERIC W.) ON H.C.
Petition for review denied.		
S152589	B188454 Second Appellate District, Div. 4	PEOPLE v. WHITE (DARNELL HAROLD)
Petition for review denied.		
S152595	F049582 Fifth Appellate District	CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION v. LIVINGSTON UNION SCHOOL DISTRICT
Petition for review denied.		
S152597	G037028 Fourth Appellate District, Div. 3	PEOPLE v. COSTA (CONRAD J.)
Petition for review denied.		
S152607	D049587 Fourth Appellate District, Div. 1	PEOPLE v. ALVAREZ (ANTHONY RENE)
Petition for review denied.		
S152609	B198570 Second Appellate District, Div. 7	BOUNDS (EDWARD) ON H.C.
Petition for review denied.		

S152629 C055521 Third Appellate District

Petition for review denied.

S152635 C055525 Third Appellate District

Petition for review denied.

S152651 H029541 Sixth Appellate District

Petition for review denied.

S152654 G036365 Fourth Appellate District, Div. 3

Petition for review denied.

S152670 F052388 Fifth Appellate District

Petition for review denied.

S152689 F052718 Fifth Appellate District

Petition for review denied.

S152691 D046015 Fourth Appellate District, Div. 1

SOL

Petition for review denied.

S152700 C052977 Third Appellate District

Petition for review denied.

S152713 A117641 First Appellate District, Div. 4

Petition for review denied.

**STRAIN (CHARLES MICHAEL)
ON H.C.**

TERRY (DAVID LEE) ON H.C.

PEOPLE v. BAILEY (MARVIN)

**MARTINEZ (IRENE) v.
ESTRADA (AURELIA
HORTENSIA)**

MILLER (BARRY DEAN) ON H.C.

OSBY (JACKIE D.) ON H.C.

SU (KYUNG-JA) v. PLAZA DEL

**PEOPLE v. NEWMAN (GENE
LOUIS)**

**ANDERSON (CHARLES KY) ON
H.C.**

S152718 H029934 Sixth Appellate District

Petition for review denied.

PEOPLE v. BARNES (GREG BRUCE)

S152723 B188758 Second Appellate District, Div. 4

Petition for review denied.

PEOPLE v. CISNEROS (ALFREDO)

S152728 A111008 First Appellate District, Div. 5

Petition for review denied.

PEOPLE v. WILLIAMS (FRANK ANTHONY)

S152742 F050483 Fifth Appellate District

Petition for review denied.

PEOPLE v. MANFREDI (ERIC)

S152757 A114453 First Appellate District, Div. 5

Petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Alford*, S142508.

PEOPLE v. MISSAMORE (JOSEPH GEORGE)

S152761 B190012 Second Appellate District, Div. 4

Petition for review denied.

PEOPLE v. REYNOSO (TRINIDAD)

S152763 A112329 First Appellate District, Div. 2

Petition for review denied.

PEOPLE v. REED (DAMADRI)

S152766 B198623 Second Appellate District, Div. 5

Petition for review denied.

THOMPSON (MARY) ON H.C.

S152777 G037706 Fourth Appellate District, Div. 3

Petition for review denied.

M. (ARTHUR), ADOPTION OF

S152779 B188655 Second Appellate District, Div. 2
Petition for review denied.

S. (SOKVEOUN), IN RE

S152792 B198651 Second Appellate District, Div. 1
Petition for review denied.

**LEVATON (EGAL) v. S.C.
(LEVATON)**

S152800 G035943 Fourth Appellate District, Div. 3
Petition for review denied.
Chin, J., is of the opinion the petition should be granted.

**PEOPLE v. RUNION (NORMAN
ALAN)**

S152821 D050255 Fourth Appellate District, Div. 1
Petition for review denied.

**RHODES (MARK) v. S.C.
(PEOPLE)**

S152836 C049803 Third Appellate District
Petition for review denied.

**FREY (DONNA ECKWORTZEL) v.
FOXX (DENNIS)**

S152907 B193516 Second Appellate District, Div. 1
Petition for review denied.

**MORRIS (LUVENIA) v.
LEGGETT AND KING
FUNERAL HOME**

S153185 H029987 Sixth Appellate District
Petition for review and application for stay denied.

PEOPLE v. S.C. (NASMEH)

S145847
Petition for writ of habeas corpus denied.

CHA (KOU) ON H.C.

(See *In re Dixon* (1953) 41 Cal.2d 756, *In re Waltreus* (1965) 62 Cal.2d 218, *In re Lindley* (1947) 29 Cal.2d 709, *In re Swain* (1949) 34 Cal.2d 300, 304, *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S146946

Petition for writ of habeas corpus denied.

CARTER (DAVID M.) ON H.C.

S146999

Petition for writ of habeas corpus denied.

HODGES (SHIRILVIN) ON H.C.

S147021

Petition for writ of habeas corpus denied.

LOGAN (JEORGE) ON H.C.

S148162

Petition for writ of habeas corpus denied.

**WILLIAMS (KEITH DYWAIN)
ON H.C.**

S148505

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) Cal.4th 750.)

ARREOLA (JOSE A.) ON H.C.

S148508

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

GALVAN (BENJAMIN) ON H.C.

S148546

Petition for writ of habeas corpus denied.

BROWN (ROY) ON H.C.

S148560

Petition for writ of habeas corpus denied.

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

QUEZADA (ARTURO) ON H.C.

S148587

Petition for writ of habeas corpus denied.

HARVEY (KENNETH) ON H.C.

S148591

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780, *In re Clark* (1993) 5 Cal.4th 750, *In re Swain* (1949) 34 Cal.2d 300, 304, *In re Dixon* (1953) 41 Cal.2d 756, *In re Waltreus* (1965) 62 Cal.2d 218.)

CIELTO (RODNEY M.) ON H.C.**S148598**

Petition for writ of habeas corpus denied.

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

CANO (ALFONSO) ON H.C.**S148780**

Petition for writ of habeas corpus denied.

HARRIS (ERWIN) ON H.C.**S148796**

Petition for writ of habeas corpus denied.

TROXELL (DANNY) ON H.C.**S148799**

Petition for writ of habeas corpus denied.

SANDERS (TRINA RENEE) ON H.C.**S148802**

Petition for writ of habeas corpus denied.

BARKER (RICHARD) ON H.C.**S148883**

Petition for writ of habeas corpus denied.

ROQUE (ANTHONY) ON H.C.**S149125**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

GREENLEE (CHRISTOPHER R.) ON H.C.**S149126**

Petition for writ of habeas corpus denied.

LOPEZ (MARTIN) ON H.C.

(See *In re Clark* (1993) 5 Cal.4th 750.)

S149132

Petition for writ of habeas corpus denied.

**MCLAUGHLIN (MARTIN) ON
H.C.**

S149217

Petition for writ of habeas corpus denied.

GAMEZ (SERGIO A.) ON H.C.

S149225

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

MILLSAP (PAUL S.) ON H.C.

S149236

Petition for writ of habeas corpus denied.

**CARPENTER (COREY L.) ON
H.C.**

S149237

Petition for writ of habeas corpus denied.

NEUFER (MARC) ON H.C.

S149241

Petition for writ of habeas corpus denied.

STEVENS (MARIO R.) ON H.C.

S149243

Petition for writ of habeas corpus denied.

**CROSS (GEORGE EUGENE) ON
H.C.**

S149252

Petition for writ of habeas corpus denied.

CLARK (JAMES) ON H.C.

S149280

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**HAMILTON (DONALD
RUSSELL) ON H.C.**

S149281

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304.)

TRAN (PHUC V.) ON H.C.

S149285

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.3d 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

ANDREWS (TOM) ON H.C.

S149368

Petition for writ of habeas corpus denied.

**WEYAND (MARK EUGENE) ON
H.C.**

S149398

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

JOHNSON (LE'ANDRE) ON H.C.

S149432

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

HAWKINS (MELVIN) ON H.C.

S149439

Petition for writ of habeas corpus denied.

PEREZ (CRISTINO) ON H.C.

S149456

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

CATO (MARCUS) ON H.C.**S149460**

Petition for writ of habeas corpus denied.

**MARTINEZ (OSCAR
ESQUIVEL) ON H.C.****S149461**

Petition for writ of habeas corpus denied.

**WILLIAMS (KIRK DOUGLAS)
ON H.C.****S149470**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *People v. Andrews* (1998) 49 Cal.App.4th 1098, 1102-1104.)

GATLIN (FREDERICK) ON H.C.**S149473**

Petition for writ of habeas corpus denied.

DYSON (HAROLD D.) ON H.C.**S149490**

Petition for writ of habeas corpus denied.

**SMITH (JONATHAN LEE) ON
H.C.****S149496**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)

ESPINOSA (ADAM) ON H.C.

S149501

Petition for writ of habeas corpus denied.

(See *In re Lindley* (1947) 29 Cal.2d 709; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**GUTIERREZ (MARCOS) ON
H.C.**

S149544

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**KASTLE (CHAD EDWARD) ON
H.C.**

S149551

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**THOMPSON (ERNEST HENRY)
ON H.C.**

S149585

Petition for writ of habeas corpus denied.

LUCAS (DANIEL) ON H.C.

S149600

Petition for writ of habeas corpus denied.

**AHLUWALIA (HARPAL) ON
H.C.**

S149609

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750.)

**GARRETT (WILLIAM R.) ON
H.C.**

S149611

Petition for writ of habeas corpus denied.

**DICKSON (BRADFORD) ON
H.C.**

S149623

Petition for writ of habeas corpus denied.

BRISSETTE (PHILLIP M.) ON H.C.

S149637

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)

CLARK (MELVIN) ON H.C.

S149661

Petition for writ of habeas corpus denied.

BLANKENSHIP (TRENT) ON H.C.

S149673

Petition for writ of habeas corpus denied.

COFFMAN (WILLIAM JAMES) ON H.C.

S149694

Petition for writ of habeas corpus denied.

CARTER (CHARLES) ON H.C.

S150343

Petition for writ of habeas corpus denied.

ELLIS (DERAL DWAYNE) ON H.C.

S150442

Petition for writ of habeas corpus denied.

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

CRUZ (ALBERT) ON H.C.

S150988

Petition for writ of habeas corpus denied.

HENRY (STEPHEN) ON H.C.

S151016

Petition for writ of habeas corpus denied.

**WEHRY (JEAN-PIERRE
MICHAEL) ON H.C.**

S151130

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

SCRASE (JUDITH) ON H.C.

S151377

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921; Cal. Code of Regs., titl. 15, § 3084.7(a)(1).)

HODNETT (JAMES) ON H.C.

S152078

Petition for writ of habeas corpus denied.

FRENCH (ALLEN ROY) ON H.C.

S152202

Petition for writ of habeas corpus denied.

GAMEZ (SERGIO A.) ON H.C.

S152284

Petition for writ of habeas corpus denied.

RUFFIN (NATHANIEL) ON H.C.

S152296

Petition for writ of habeas corpus denied.

GATLIN (FREDERICK) ON H.C.

S152320

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

CLARK (MELVIN) ON H.C.

S152518

Petition for writ of habeas corpus denied.

(See *In re Dexter* (1979) 25 Cal.3d 921.)

WILLIAMS (STEVEN) ON H.C.

S152733

Petition for writ of habeas corpus denied.

S152744

Petition for writ of habeas corpus denied.

S152787

Petition for writ of habeas corpus denied.

S152869

Petition for writ of habeas corpus denied.
(See *In re Clark* (1993) 5 Cal.4th 750.)

S152894

Petition for writ of habeas corpus denied.

S152920

Petition for writ of habeas corpus denied.
(See *In re Dexter* (1979) 25 Cal.3d 921.)

S152939

Petition for writ of habeas corpus denied.

S152968

Petition for writ of habeas corpus denied.
(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

S153010

Petition for writ of habeas corpus denied.
(See *In re Dixon* (1953) 41 Cal.2d 756.)

OROZCO (JOHNNY) ON H.C.

MARTINEZ (RONALD) ON H.C.

WASHINGTON (KURT) ON H.C.

**WILLIAMS (KIRK DOUGLAS)
ON H.C.**

**FONOTI (VENI WAYNE) ON
H.C.**

TAYLOR (BRYAN N.) ON H.C.

GONZALES (IGNACIO) ON H.C.

SESAY (IDRISA M.) ON H.C.

VELASQUEZ (JOSE) ON H.C.

S153022

Petition for writ of habeas corpus denied.

**WEHRY (JEAN-PIERRE
MICHAEL) ON H.C.**

S153053

Petition for writ of habeas corpus denied.

HODNETT (JAMES) ON H.C.

S153068

Petition for writ of habeas corpus denied.

CASEY (SHANE DION) ON H.C.

S153070

Petition for writ of habeas corpus denied.
(See *In re Dexter* (1979) 25 Cal.3d 921.)

CHATMAN (CHARLES) ON H.C.

S153129

Petition for writ of habeas corpus denied.

HALL (RICHARD GARY) ON H.C.

S150911 B189852 Second Appellate District, Div. 5

Publication request denied (case closed).

**ORR (RONALD S.) v. HSBC
BANK USA**

S152196 B190103 Second Appellate District, Div. 3

Depublication request denied (case closed).

**STEWART (CAROLINE) v.
SEWARD (SHEDRA K.)**

S152482 H030303 Sixth Appellate District
Depublication request denied (case closed).

NEEDLES CASES, IN RE

S152774 B185547 Second Appellate District, Div. 7
Depublication request denied (case closed).

PEOPLE v. ALBARRAN (ADAN)

S152247 H031326 Sixth Appellate District

**MENCHACA (GERARDO
JERRY) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to July 27, 2007.

S152375 C055241 Third Appellate District

CONTRERAS (JOSEPH) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to August 2, 2007.

S152504 A117097 First Appellate District, Div. 3

**BENSON (KENNETH BENSON)
ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to August 7, 2007.

S152532 E042839 Fourth Appellate District, Div. 2

**ROUNDS (GEORGE DENNIS)
ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to August 8, 2007.

S152572 B196675 Second Appellate District, Div. 4

WHITE (DUSHUN A.) ON H.C.

The time for granting or denying review in the above-entitled matter is hereby extended to August 8, 2007.

S033149

PEOPLE v. WEAVER (LATWON)

Extension of time granted to August 22, 2007, to file the respondent's brief. After that date, only one further extension totaling about 30 additional days is contemplated. Extension is granted based upon Deputy Attorney General Angela M. Borzachillo's representation that she anticipates filing that brief by September 21, 2007.

S044592

PEOPLE v. HOMICK (STEVEN)

Extension of time granted to August 27, 2007, to file appellant's opening brief.

S065467**PEOPLE v. MENDOZA (RONALD BRUCE)**

Extension of time granted to August 17, 2007, to file the respondent's brief. After that date, only three further extensions totaling about 150 additional days are contemplated. Extension is granted based upon Deputy Attorney General Karen Bissonnette's representation that she anticipates filing that brief by January 15, 2008.

S076339**PEOPLE v. GRIMES (GARY LEE)**

Extension of time granted to August 14, 2007, to file the appellant's opening brief. After that date, only seven further extensions totaling about 390 additional days will be granted. Extension is granted based upon counsel James H. Fahey's representation that he anticipates filing that brief by September 15, 2008.

S084996**PEOPLE v. CHHOUN (RUN)**

Extension of time granted to August 21, 2007, to file appellant's opening brief.

S086269**PEOPLE v. JACKSON (JONATHAN KEITH)**

Extension of time granted to August 17, 2007, to file the appellant's opening brief. After that date, only three further extensions totaling about 95 additional days are contemplated. Extension is granted based upon counsel Gilbert Gaynor's representation that he anticipates filing that brief by February 28, 2008.

S099414**PEOPLE v. BIVERT (KENNETH RAY)**

Extension of time granted to August 27, 2007, to file appellant's opening brief.

S101247**PEOPLE v. VARGAS (EDUARDO D.)**

Extension of time granted to August 20, 2007, to file appellant's opening brief.

S102166**PEOPLE v. SIMON (RICHARD NATHAN)**

Extension of time granted to August 22, 2007, to file appellant's opening brief.

S144835

Extension of time granted.

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the informal response is hereby extended to July 9, 2007.

PEREZ (ROY) ON H.C.**S149178** A110137 First Appellate District, Div. 3

Extension of time granted.

On application of appellant (Bank of America, NT & SA) and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to August 13, 2007.

MILLER (PAUL) v. BANK OF AMERICA, NT & SA**S147999** A110449/A110652/A110651

Application to appear as counsel pro hac vice granted.

The application of Paul Benjamin Linton of the State of Illinois for admission pro hac vice to appear on behalf of amicus curiae, Knights of Columbus, is hereby granted. (See Cal. Rules of Court, rule 9.40).

First Appellate District, Div. 3
MARRIAGE CASES, IN RE**S147999** A110652/A110651/A110463/A110451/A110449

The application of Thomas Brejcha of the State of Illinois for admission pro hac vice to appear on behalf of amicus curiae, Knights of Columbus, is hereby granted. (See Cal. Rules of Court, rule 9.40).

First Appellate District, Div. 3
MARRIAGE CASES, IN RE**S150445** F047507 Fifth Appellate District

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Deanna F. Lamb is hereby appointed to represent appellant on the appeal now pending in this court.

PEOPLE v. EVANS (GENE)**S152326** H029806 Sixth Appellate District

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Irma Castillo is hereby appointed to represent appellant on the appeal now pending in this court.

PEOPLE v. MCCLAIN (ERIC ROBERT)

S152496 H030041 Sixth Appellate District

**PEOPLE v. BARROW
(WAYMAN ZACHARIAH)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, David McNeil Morse is hereby appointed to represent appellant on the appeal now pending in this court.

S152539 H029396 Sixth Appellate District

**PEOPLE v. AMAYA (MARVIN
EVENORLAZO)**

Counsel appointment order filed.

Upon request of appellant for appointment of counsel, Daniel Byrne is hereby appointed to represent appellant on the appeal now pending in this court.

S145330

962 SUSPENSION

Order filed.

Having been provided proof of compliance pursuant to Family Code 17520, the suspension of WILLIAM DOLPH BECK, #114260, pursuant to our order filed on July 26, 2006, is hereby terminated. This order is final forthwith.

S145875

**SUSPENSION DUES -
NONPAYMENT**

Order filed.

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name MICHAEL WILLIAM BRISTOW, #84783.

S145875

**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name WILLIAM PURNELL BRYSON, #55121.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name GISELA CALDWELL, #157382.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name SYBIL M. COOPER, #145369.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name ROBERT F. HANSEN, #52455.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name WILLIAM DAVID HENDERSON, #92199.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name CHARLES THOMPSON HINDLEY, #55738.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name JOE WALLACE KELLER, #30695.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name ALFRED D. LESANE, #165204.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name GEORGE ROLAND LOFTIS, #82350.

S136220**SUSPENSION DUES -
NONPAYMENT**

Order filed.

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 24, 2005, effective September 16, 2005, be amended nunc pro tunc to strike the name CHERYL LYNN MABEY, #77251.

S136220**SUSPENSION DUES -
NONPAYMENT**

Order filed.

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 24, 2005, effective September 16, 2005, be amended nunc pro tunc to strike the name DENNIS TADAO MACHIDA, #80351.

S126962**SUSPENSION DUES-
NONPAYMENT**

Order filed.

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 27, 2004, effective September 16, 2004, be amended nunc pro tunc to strike the name RICHARD HAROLD MILLS, #57823.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name J. DORIAN SONNENSCHNEIN, #58352.

S145875**SUSPENSION DUES -
NONPAYMENT**

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of fees filed on August 22, 2006, effective September 18, 2006, be amended nunc pro tunc to strike the name GEORGE T. WALKER, JR., #229839.

S152366**CARDENAS ON RESIGNATION**

Order filed.

Due to an oversight by the State Bar, the order filed on May 14, 2007, is corrected nunc pro tunc to reflect the correct State Bar membership number as 177798, MICHAEL ARTHUR CARDENAS. All other terms and conditions remain the same.

S107782**WELCH (DAVID ESCO) ON H.C.**

Referee appointed.

THE COURT:

Based on the record in this matter and good cause appearing:

THE HONORABLE MARY ANN O'MALLEY, Judge of the Superior Court of California, County of Contra Costa, is appointed to sit as a referee in this proceeding. She is directed to take evidence and make findings of fact on the following questions regarding the case of *People v. David Esco Welch* (Alameda County Superior Court No. SC90396, Stanley Golde, Judge; *People v. Welch* (1999)

20 Cal.4th 701):

1. During petitioner's trial, did the bailiff engage in improper communications with any of the jurors that exposed them to information prejudicial to petitioner? If so, what were those communications?
2. Did trial counsel adequately investigate potential evidence in mitigation during the penalty phase that petitioner had been the victim of serious child abuse? If trial counsel's investigation was inadequate, what additional information would an adequate investigation have disclosed?
3. If an adequate investigation would have yielded evidence that petitioner suffered serious child abuse, would a reasonably competent attorney have introduced such evidence at the penalty phase of the trial? What rebuttal evidence reasonably would have been available to the prosecution? The referee is directed to prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made. All requests for discovery should be addressed to the referee.

S147531

Petition denied

(accusation)

TUCKER, ACCUSATION OF

S151819

Petition denied

(accusation)

WILSON, ACCUSATION OF

S152031

Petition denied

(accusation)

RETANA, ACCUSATION OF

S152167

Petition denied

(accusation)

KAUFMAN, ACCUSATION OF

S152175

Petition denied

(accusation)

MANLY, ACCUSATION OF

S152233

Petition denied

(accusation)

CARR, ACCUSATION OF

S152235

Petition denied

(accusation)

NELSON, ACCUSATION OF

S152248

Petition denied (accusation)

HOLTSINGER, ACCUSATION OF

S152251

Petition denied (accusation)

SURBECK, ACCUSATION OF

S152293

Petition denied (accusation)

ACCORNERO, ACCUSATION OF

S152339

Petition denied (accusation)

LEWIS, ACCUSATION OF

S152349

Petition denied (accusation)

SHORTER, ACCUSATION OF

S152393

Petition denied (accusation)

SPANGLER, ACCUSATION OF

S152419

Petition denied (accusation)

GOLDMAN, ACCUSATION OF

S152444

Petition denied (accusation)

SALAZAR, ACCUSASTIN OF

S152461

Petition denied (accusation)

ZEPEDA, ACCUSATION OF

S152514

Petition denied (accusation)

DYKSTRA, ACCUSATION OF

S152515

Petition denied (accusation)

YERESSIAN, ACCUSATION OF**S152552**

Petition denied (accusation)

LEVY, ACCUSATION OF**S152577**

Petition denied (accusation)

NAVARRO, ACCUSATION OF**S152643**

Petition denied (accusation)

CORLEY, ACCUSATION OF**S152745**

Petition denied (accusation)

SCHWARTZ, ACCUSATION OF**S125294**

Probation revoked

HARTNETT ON DISCIPLINE

Good cause having been shown, it is hereby ordered that probation is revoked, that the previously ordered stay of execution of suspension in the above entitled matter is lifted, and that JOHN GILLESPIE HARTNETT, State Bar No. 49505, is suspended from the practice of law for two years, stayed, and that he is placed on probation for two years on the conditions recommended by the Review Department of the State Bar Court in its opinion filed on March 23, 2007, including the condition that he be actually suspended from the practice of law for one year, with credit toward the period of actual suspension given for the period of involuntary inactive enrollment which commenced on March 23, 2006, (Bus. & Prof. Code, § 6007, subd. (d)(3)), and until:

- (1) he furnishes satisfactory proof to the State Bar's Office of Probation of full satisfaction of his restitution obligations as set forth in the Supreme Court order in case number S125294; and
- (2) he provides satisfactory proof to the State Bar Court of his rehabilitation and fitness to practice within the meaning of Standards for Attorney Sanctions for Professional Misconduct, standard 1.4(c)(ii).

If Hartnett provides proof to the State Bar of his passage of the Multistate Professional Responsibility Examination as required by the Supreme Court order in case number S125294, he is not required to again complete that requirement. Hartnett is ordered to comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Costs are awarded to the State Bar

in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S151935**TURNER ON DISCIPLINE**

Recommended discipline imposed

It is ordered that JANIS LOUISE TURNER, State Bar No. 79217, be suspended from the practice of law for two years and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that she be placed on probation for three years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on February 22, 2007. Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S151936**MELTON ON DISCIPLINE**

Recommended discipline imposed

It is ordered that MICHAEL JOSEPH MELTON, State Bar No. 48323, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for thirty days. Respondent is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed January 8, 2007, as modified by its order of February 28, 2007. Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10, and one third of said costs be paid with membership fees for the years 2008, 2009, and 2010. It is further ordered that if Michael Melton fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S151938**BLOOMINGDALE ON
DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that FRANCIS JOSEPH BLOOMINGDALE, State Bar No. 52935 be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code

section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S151939**FAHY ON DISCIPLINE**

Pet/writ of review denied; recommended discipline imposed

The petition for writ of review is denied. It is ordered that FRANCIS T. FAHY, State Bar No. 147721, be suspended from the practice of law for three years, that execution of this suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for 24 months and until he has shown proof satisfactory to the State Bar Court of respondent's rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4 (c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Respondent is further ordered to comply with the other conditions of probation recommended by the Review Department of the State Bar Court in its Opinion filed on February 23, 2007. It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn.8.) Respondent is further ordered to comply with rule 9.20 of the California Rules of Court and perform the acts specified in paragraphs (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order. (See Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S147999**MARRIAGE CASES, IN RE**

The application of JUDICIAL WATCH, INC., for permission to file an amicus curiae brief in support of the State of California and Governor Arnold Schwarzenegger, is hereby granted. Any party may file a single consolidated answer to all amicus curiae briefs within 20 days after the last date that an application to file an amicus curiae brief may be filed under rule 8.520 (f)(2).

BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA FOR ADMISSION OF ATTORNEYS (Motion No. 769)

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place: (See original application for the attached list of names.)

